

April 8, 1975

not enforced encourages disregard and disrespect for the law. I would oppose Senator Goodrich's motion.

SPEAKER: Chair recognizes Senator Barnett.

SENATOR BARNETT: Mr. President, members of the legislature, I would just like to point out what I think that Senator Luedtke has said. That if you want to wipe out section nine in the bill, that is your decision and we will abide by it. The thing is that the many groups, the civil liberty union and the Bar Association I think and other groups have written to you and to us telling us that they are more in favor of this, and I suppose that the society is leaning that way, but whether it is leaning that way completely is up to you people to decide. So, I'm not either going to oppose or condone it, I'm saying that if you do leave it on, be prepared to defend it at the end.

PRESIDENT: Senator Goodrich, are you ready to close on your motion? Recognize Senator Goodrich for the purpose of closing debate on the motion.

SENATOR GOODRICH: Well very briefly, what my amendment would do, is to leave the sodomy section on the books and it would prohibit the relations between men and men and between man and beast. I move the adoption of that amendment and encourage your vote.

PRESIDENT: Question is shall the Goodrich amendment be adopted. Striking section nine. Record your vote. Have you voted? Record Mr. Clerk.

CLERK: 29 ayes, 6 nays and 14 not voting.

PRESIDENT: Amendment is adopted. Read the motion Mr. Clerk.

CLERK: Read Chambers motion.

PRESIDENT: Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. President, members of the Legislature I'm talking about the white sheet which Senator Barnett handed out. Because it contains the bill in the form that it is in now. That is found on page four. It allows us to according to this, for medical and psychiatric treatment to prevent sexual activity by an individual convicted of a sexual assault. Medical treatment could be castration it could be a lobotomy, the types of things that were strongly condemned when they were practiced by the Nazis in the various prison camps that they had. I would like to ask Senator Luedtke a question as Chairman of the Judiciary Committee. Senator Luedtke, is what I am saying outside the perimeters of this amendment, of this particular section, could castration occur under this section?

SENATOR LUEDTKE: Well, I'm not too sure that it could because....you recall the cases that we had involving